THE POLICE FORCES (CONTROL AND DIRECTION) ACT, 1949.

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BOMBAY ACT No. XVI OF 1949.[1]

[THE POLICE FORCES (CONTORL AND DIRECTION) ACT, 1949.]

[*7th May 1949.*]

An Act to facilitate the amalgamatoin of the Police forces constituted under the Bombay District Police Act, 1890, and the City of Bombay Police Act, 1902, to provide for the control and direction by the Inspector-General of Police of the Police force for the Greater Bombay as well as the Police force outside the Greater Bombay, and to facilitate the transfer of members of the Police force appointed under the City of Bombay Police Act, 1902, to any place outside the Greater Bombay and of the members of the Police force appointed under the Bombay District Police Act, 1890, to the Greater Bombay.

WHEREAS it is expedient to facilitate the amalgamation of the Police forces constituted under the Bombay District Police Act, 1890, and the City of Bombay Police Act, 1902; Bom. IV of 1890. Bom. IV of 1902.

AND WHEREAS it is expedient to invest the Inspector-General of Police with the control and direction of the Police force appointed under the City of Bombay Police Act, 1902 along with the control and direction of the Police force appointed under the Bombay District Police Act, 1890; Bom. IV of 1902. Bom. IV of 1890.

AND WHEREAS it is expedient to provide for the transfers of members of the Police forces appointed under the said Bombay District Police Act, 1890, to the Greater Bombay and of those appointed under the said City of Bombay Police Act, 1902, outside the Greater Bombay; Bom. IV of 1890. Bom. IV of 1902.

It is hereby enacted as follows—

Short title, extent and commencement.

1. (*1*) This Act may be called the Police Forces (Control and Direction) Act, 1949.

(*2*) It extends to the whole of the Province of Bombay.

(*3*) It shall come into force on such date as the Provincial Government may, by notification in the *Official Gazette*, appoint in this behalf.

Definitions.

2. In this Act, unless there is anything repugnant in the subject or context,—

(*a*) "City Act" means the City of Bombay Police Act, 1902; Bom. IV of 1902.

(*b*) "District Act" means the Bombay District Police Act, 1890; Bom. IV of 1890.

(*c*) "Inspector-General of Police" means the Inspector-General of Police appointed under section 5 of the District Act.

Superintendence of Police forces to vest in Provincial Government.

3. The superintendence of the Police throughout the Province vests in and is hereby declared to vest in, and to be exercisable by the Provincial Government and any control, direction or supervision exercisable by any officer over any member of any

[1] For Statement of Objects and Reasons, *see Bombay Government Gazette*, 1949, Part V, page 155.

Police force under the provisions of the City Act or District Act shall, notwithstanding anything contained in either of the said Acts, be exercisable subject to such superintendence.

Control of Inspector-General of Police over Commissioner of Police.

4. Notwithstanding anything contained in the City Act, the Provincial Government may, by general or special order, direct that any of the powers, functions or duties exercisable or to be performed by the Commissioner of Police under the said Act shall be exercised or performed, subject to the control of the Inspector General of Police.

Liability of Police Officers to transfers throughout the Province.

5. (*1*) Notwithstanding anything contained in the District Act or the City Act, it shall be competent to the Provincial Government to transfer members of the Police force appointed under the District Act to the Greater Bombay or to transfer members of the Police force appointed under the City Act to any place in the Province outside the Greater Bombay.

(*2*) On such transfer the Police Officer shall be deemed to be the member of the Police force constituted for the area to which he has been transferred, and in the performance of his functions he shall, subject to the rules or orders made under this Act, be vested with the powers and privileages, and be subject to the liabilities of a Police officer of such grade in the Police force to which he has been transferred, as may be specified in such rules or orders.

(*3*) The Provincial Government may direct that the powers of transfer under sub-section (*1*) shall also be exercisable by the Inspector-General of Police in respect of such class of Police officers and subject to such conditions as may be specified in the direction.

Rules.

6. (*1*) The Provincial Government may make rules for carrying out the purposes of this Act.

(*2*) In particular and without prejudice to the generality of the foregoing provision, such rules may be made for all or any of the following matters, namely :—

(*a*) the powers, functions, privileges and liabilities of, and the certificates to be issued to, Police officers transferred under section 5 ;

(*b*) the conditions of service of such officers ;

(*c*) the discipline to be observed by such officers and the authorities competent to punish for neglect or violation of duty or for any neglect of any rules or orders made under this Act or for gross misconduct while on leave.